IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITON [LODGING] NO. 2510 OF 2004

Vinod V. Dattani .....Petitioner

VERSUS

Canara Bank & Ors. .. Respondents

Mr. Simil Purohit instructed by M/s. Manilal Kher Ambalal & Co. for the Petitioner

Mr. Umesh Shetty for Respondent No. 1.

CORAM: DALVEER BHANDARI, C.J., & DR. D.Y. CHANDRACHUD, J.

DATE: SEPTEMBER 14, 2004.

P.C.:-

1. We have heard the learned counsel for the parties.

2. In the facts and circumstances of this case, we deem it appropriate,

in the interest of justice, to modify the order passed by the Debts Recovery Appellate Tribunal. On the petitioner depositing 50% amount of Rs. 25,00,000/-, *i.e.*, Rs.12,50,000/-, within four weeks from today, the appeal filed by the petitioner shall be heard and decided in accordance with law. No further directions are necessary. This Writ Petition is accordingly disposed of.

3. The learned counsel for respondent No.1 submits that for a period of four weeks from today, no coercive steps will be taken against the petitioner.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.